G. R. S. 59] GPB—15,000—20-12-13

GENERAL AND REVENUE SECRETARIAT.

1899.—00
(Prisons & gaols)

File No. 76-99

Serial Nos. 1——19

13
~~**Papers Filed.**~~

Month June 00.

Indexed B.B. Shaikh

SUBJECT.

Confinement of certain Criminals into the Lunatic Asylum.

PREVIOUS REFERENCES.	LATER REFERENCES.
Pol J 105-98	Com commanded 87

before the City Magte on the
12th Sept-'95. and the Magte
passed an order on the same
day that the accd. may be
on bail for Rs. 100/- which
was apparently not warranted
under the 2nd para of Sec.
496 Cr. Pro. Code, the charge
preferred being of a non-
-bailable offence.
On the 16th Sept-'95 the accd.
was acquitted on the ground of
insanity but there is no order
on record providing for his safe
custody pending the orders of
Govt. under Sec. 471 Cr. Pro. Code.

SECTION

Submitted:-

The City Magistrate should have ordered the accused to be kept in safe custody before reporting the case for the orders of Govt., as required by Section 471 of the Criminal Procedure Code. The usual draft is put up.

SN
23/9/55

Subd. Asst.

The charge sheet in the case was placed before the City Magte. on the 11th Oct. '55 & on the same day the Magte ordered the accd. to be sent for observation: pending which the accd. was discharged from the Asylum on the 11th June '55 under an order passed by mistake by the Magte. [illegible] charge sheet the Magte ordered the accd. to be arrested under the W. M. Act [illegible]

P.Q.
76/99

The 12th Feb 99.

[illegible] work for
[illegible] all the notes
[illegible] information above
[illegible] [illegible]
[illegible] [illegible]
[illegible] [illegible]
[illegible]

25-5-99

[illegible]

Sub. to Secy. with the usual draft. Proof of warrant for appl.

The further papers & explanation called for above have been furnished by the [illegible] Sub. [illegible] Raw Mag. mistake has been already

Pleaded not to
further orders
appear called for.

20/10

Submitted for orders.

The lunatic in question was under the observation of the Asst. Surgeon the latter has been examined as a witness in the case. Section 466 of the C. P. Code requires that a Civil Surgeon should examine any lunatic & that his evidence should be taken in the case as in any matter. Besides there does not appear to be sufficient & conclusive evidence to establish that the accused is of unsound mind

MM
30/12

See section provides for some other medical officer also. Put up an order based on the subject draft

AK 3/1/00

Submitted.

Please see Govt. Proc: No 1641 2 dt 27-3-94 dt 11886

and notifn No 16861 dt 7.15.93 dt 3.6.94, which are the only orders issued on the subject.

MM 6/1

16 Note

The City Magistrate of Bangalore tried the Criminal lunatic Kariamma referred to in the petition in Criminal Case No. 2424 of 1898-99 on the file of this Court for the attempted to commit house breaking by night (sections 457 & 511) but subsequently acquitted him on the ground that at the time he attempted to commit the offence in question he was by reason of unsoundness of mind incapable of knowing that

that he was doing an act contrary to law (section 84 I.P. Code) and sent up the proceedings of the case to the D.t Magistrate. The latter officer submitted them to Govt. for orders under section 471 of the Code of Criminal Procedure. The Govt. perusing the said Pro directs in their order No 4911-13 dated 25-10-99/ J425 the confinement of the lunatic in question in the lunatic Asylum until discharged according to law Accordingly, he is now in the lunatic Asylum and is reported

to be still insane and unfit to be discharged, as will be seen from the last yearly return of lunatics. ~~herewith submitted.~~ But Ex Peter states that Hannah is all right & prays for his release.

Section 475 of the Code of Criminal Procedure says that whenever any relative or friend of any person confined under the provisions of section 466 or 471 desires that he (lunatic) shall be delivered over to his care and custody the Govt

Court of Sessions upon
the application of such
relative or friend and
on his giving security
to the satisfaction
of such Court, that
the person delivered
shall be properly
taken care of and
shall be prevented
from doing injury
to himself or to any
other person, may
order such person
to be delivered over
to such relative or
friend subject
also to the condition
that he shall be
produced for the
inspection of such

Officer and at such
times as the Govern-
ment of my colony
directs.

Now, the petitioner
has not stated
anything about the
security to be fur-
nished by him in
his application.
The Act may be
permitted, will be
addressed to obtain
and submit such
[illegible] from the
Petitioner and
another surety
for him, binding
each to pay a sum
of Rs 200 in default

Yes. Send the petition
to the Collector for
information & re-
port. Also ask
him to obtain
& send Khulasa

a security bond as [illegible] of

of any conditions
in the said Instalments.

Submitted to Secty
for orders.
30/1/1900.

Note
Some records called for
in this mans case in this Office
docket No. 4190/9.356 d: 26/9/99
do not appear to have been
filed as yet. A reminder
may be sent.
30/1/1900

Submitted.

The records called for
in the above no were received
with Dt mag^te's no 313 d/12-10-99
and they were returned.

Please see Govt order no
4911-13/J425 dated 25-10-99 herewith submitted.

9/2.

J325

(4)

2711 1899-1900

[illegible] 721-9-99

SECTION P & P

FILE No. 76-99

SUB No. 1

FROM The District Magistrate
Bangalore Dist^t

To The Secretary to the Govt

Dated 28th
Despatched 28th
Received

By Majore
Genl & Per Despts.

General No. September 1899.

D No. 235

Enclosure No. 1 file

Forwards for orders the Govt records in Cr. case No 294 of 1898/99 on the file of the City Magistrate of Bangalore Subbiah Chetty accused Hussana, a lunatic.

Jud
21.9.99

2

Bangalore District.

District Magistrates Office.

Bangalore 20th September 1899

D. No. 235.

Encl 1 file

To

The Secretary to the Government

of Mysore,

Genl & Rev Departments.

Sir,

I have the honor to forward, herewith, for the orders of Government, under Section 471 of the Code of Criminal Procedure, the records in Criminal case No. 294 of 1898-99 on the file of the City Magistrate of Bangalore, Subbiah Chetty ~~vs~~ accused Hamma a lunatic. The accused has been acquitted by the City Magistrate under Section 470 Criminal Procedure Code, pending the orders of Government.

I have the honor to be,

Sir

Your most obedient Servant

[illegible]

District Magistrate

mms

to be sent to the lunatic asylum?

4. The record of enquiry - if any - held by the

2. ~~Did the~~ City Magistrate ~~held~~

~~any enquiry~~ as required by sec: 464

of the Criminal Procedure Code? ~~and~~

~~if so, where is the record of such~~

~~enquiry~~

3. ~~Whether~~ the order of the

~~did not have been issued by mistake~~

Magistrate, discharging the accused

from the asylum referred to in

the D. Mag's Docket No. 2029

4. Where is the reference of the

City Magistrate on which the

District Magistrate altered the

re-arrest of the accused.

The order, if any, passed by

5. ~~Did~~ the City Magistrate

~~were not order~~ providing for the

safe custody of the accused as

~~is~~ required by sec 471, Cr. P. Code?

If not, is the prisoner still at

on bail

large, and what is the Magistrate's

explanation for the point?

4. ~~if~~ in temporary charge of the City Mag's Court

25th inst. of the address of the City Mag's

4. The City Mag's letter No. 340 of 21st June 55 to which the above Docket was a reply.

Yes, to today

AK 25/9

SECTION 1949

FILE NO. 2 (5)

The District Magistrate,
Bangalore.

No. A190 Encl one file
9.356
Date: 26-9-99.

Sir,

I have the honor to return the records received with the above for very careful perusal along with the re-submissions, with the further papers & information called for below:—

on the Charge sheet under date the 11th Oct. /98

Nil

With reference to his letter No. 235 dated the 20th instant, forwarding for the orders of Govt., records in Criminal case under sec 471 of Cr. P. Code No. 294 of 1898-99 on the file of the City Magistrate, Bangalore

—

Adverting to the above, I have the honor to request that he will be so good as to obtain and submit information on the following points:—

1. ~~Where is~~ the order addressed to the Medical Officer in charge of the Lunatic Asylum directing the accused

6. Did the Magistrate who believed the ~~man~~ prisoner to be of unsound mind and incapable of making his defence on 11th Octr 98, subsequently consider him to be capable of making his defence when again brought before him on the 12th September 1899?

The records received with his letter under reply is herewith returned for reference and very early re-submission with all the information above called for.

By order

25/9

for Secretary

SN
25/9/99.

J 403 6

1899-1900

From The 3/5-97 District Magistrate 7-10-99 Bangalore

Sect. P & J

File No. 76-99

To 3 The Secretary to the Govt of Mysore

(6)

Dated 12th Genl & Rev Depts

Despatched 14th October 1899

Received 18/10.

General No.

P No. 313

Enclosure No. 7 Papers on file

Secys docket No. 4190 / J. 356 of the 26th Ultimo.

Resubmits the records in Criminal Case No. 294 of 1898/99 on the file of the City Magistrate, Bangalore with certain other papers furnishing the required information.

Secl 12-10-99 Submitted with expenses.

Secl 19-10-99.

Bangalore District

District Magistrate & Deputy Commissioner's Office

Dated Camp Mysore 12th Oct 98

Dclo. 313

Encl 7 Papers & a file

D

The Secretary to the

Government of Mysore

General & Rev Departments

Sir,

With reference to your docket No: 4190/J356 of the 26th Ultimo, calling for certain information in re the Criminal Lunatic Hanmanta, I have the honor to enclose (in original) the City Magistrates' docket No: 106 of the 7th instant and its enclosures. The records in case No: 294 of 1898-99 of the file of the City magistrate are herewith re-submitted.

I have the honor to be

Sir

Your most obedient servant

H. Nettamm[illegible]

Dy Commissioner & Dist Magt

In the Court of Sessions Nagar
Present: Rao Ramaswami Iyer Esqre
B.A.

(7) Sessions Judge

Dated Shimoga the 7th day of October 1899.

Remanded Shimoga Sessions
Case No 17 of 1898-99.

Complainant — Accused
Government — Sami Kanya

Offence:—
Murder under Section 302
of the I.P. Code.

Opinion of the assessors:—
Not of sound mind.

Finding of the Judge — Do —
Case duly submitted to
Government under Section
466 of the Cr. Pro. Code

The following witnesses were
examined regarding the Mental
condition of the accused:—

No 1. Dr. Arrogam Sundaram
Civil Surgeon 2 Jattanna,
3 Thimma, 4 Hucha Hanuma,

5 Bhakkera, 6 Ranganna,
7. Narasia, & Krishnaswami Mudk
Hospl assts in charge of the
Jail Hospital, Shimoga,
9. Rahimsab Kaw, 10 Guddappa
11 and 11 Naga.

Order

The accused Sannakanna was charged with the murder of his wife Danna. The murder was committed on 15th March 1886. The accused was arrested immediately after the murder & placed for trial before the Magistrate but on the report of the latter that he was insane and incapable of making his defence, the accused was sent to the Lunatic Asylum, from which he was discharged on 28th July 1898, as being sane and in a fit state to undergo the trial. The Sagar Sub Dy Magistrate Sub-sequently enquired into the charge and committed him to the Sessions.

The case was tried in this Court, but as the accused does not speak & as I entertained some doubts

doubts regarding his mental condition I ordered him the Vaghi under the observation of the Civil Surgeon & on the report of the latter, that the accused was sane, I proceeded with the trial & finding him guilty of murder, submitted the record to the Chief Court under Section 341 of the Criminal Procedure Code.

The Chief Court however remarked in the connection observing that the question of unsoundness and insanity should be tried first with the aid of assessors and a distinct finding should be recorded

Accordingly the accused was again kept under the observation of the Civil Surgeon & other witnesses were also examined in the above proceedings

I am of opinion that the accused is of unsound mind & therefore incapable of making defence. The evidence of persons

persons who belong to his nature
place & who were intimately
acquainted with him before
the murder, shows that he was
acting like a madman.

The evidence of the Jail
Doctor and the Warders shows
that since (6) months the accd
has not understood the signs
made to him and acted upon
them, that he eats or not as
he likes; that he throws away
his food, puts pebbles & grass
into his mouth, vomits now
& then, passes in the body itself
and does not sleep in the day
or night but walks to & fro
like a sentry without minding
the Sipoys who tell him to go
& sleep.

The Civil Surgeon who observed
him only once for about (10)
minutes, says that he is not
insane & that there is nothing
peculiar in his face & looks
although he admits that
latterly the accused has not
understood

understood by the signs made to him & acted upon them -

The Hospital Assistant who was in direct charge of the accused and who was observing him under the orders of the Civil Surgeon says that he has not formed any opinion as to whether the accused is sane or insane, although the sequel that subsequent to his may Carl the has not exhibited any signs of sanity & that he has not been raving & shouting as usual -

His own observation of the accused during the trial has convinced me that he is not of sound mind - He has not at all spoken for the past (13) years and there is no means of ascertaining whether he understands the signs made to him Considering his past history & the evidence now adduced, I do not think I can hold that he is of sound mind & capable of understanding the proceedings

and

12

and making a defence to the charges against him.

Finding & order

This Court finds concurring with both the assessors, who have severally that capacity from the commencement of the trial in this Court, that is since the 1st of April last, that the accused Sadhu Rama is of unsound mind & consequently incapable of making his defence & the Court directs that the case be reported to the Local Government under Section 466 of the Criminal Procedure Code.

Sd/ Sr. Ramaswami Iyer
Sessions Judge

Copy

Sr. Ramaswami Iyer
Sessions Judge
Nagapattinam

Mdc

14

SECTION— P & S

FILE No. 76-99

SERIAL No. 8 & 14

Proceedings of the Government of Mysore.

READ:—

Letter No. 235 dated 20th September 1899

from the District Magistrate of Bangalore

submitting under sec: 471 of C. P. Code for orders of the Government records in criminal

Case No. 294 of 1898-99 on the file of the City

Magistrate, Bangalore,

regarding one Hanooma

accused of attempting to commit house-breaking by night

under sections 457/511 I. P. Code, ~~and who is reported to be of unsound mind and incapable of making defence.~~ but acquitted on the ground specified in Section 84, I. P. Code

2. Letter No. 3/38 12 Oct. 99 from the same submitting

ORDER THEREON, No. 1491-13, DATED ~~September~~ 25th October 1899.

J425

As it appears from the records submitted with the above that the accused Hanuma was acquitted on the ground that at the time he attempted to commit the offence of house-breaking he was by reason of unsoundness of mind incapable of knowing that he was doing an act which was wrong or contrary to law ~~is of unsound mind and incapable of making~~ defence, the Government direct, under the provisions of Section 471 of the Code of Criminal Procedure, that the said Hanuma be confined in the Lunatic Asylum, Bangalore, and there kept under proper care and treatment until discharged according to law.

22-10-99

~~General~~ Secretary.

To—The Officer in charge of the Lunatic Asylum, Bangalore, with the warrant of commitment.

The District Magistrate of Bangalore returning the records ~~No. dated~~ in reply to his letter

The Registrar, Chief Court, for information.

1 the further references & Explanation called for by this Office.

with the 2nd of the letters read above.

SN 27/9/99

J. 473/15

(General Serial No. 30.)

4337 1899.
9/10-11-99.

(8)

From The Sessions Judge
Nagar Division

To The Secretary to the Govt
of Mysore
Govt & Revenue Departments

SECTION P.G.
FILE NO. 76-99
SERIAL NO. 5

Dated 23rd October 1899
Despatched
Received

Enclosures No. 2 - forwd the record in a separate packet

General No. 128 } 1899-1900.
No. —

Sir,

Under clause 2 of section 166 of the Criminal Procedure Code, I have the honor to forward herewith, Copy of order passed in Shimoga Sessions case No 17 of 1898-99 Government ~~vs~~ Sannakanna & together with the entire record of the case as the accused who has been charged with the offence of murder under section 302 of the Indian Penal Code has found bled of

unsound

16

unsound mind & incapable
of making his defence -

I have the honor to be
Sir,
your most obedt Servant

Adam Richardson Jr
Assistant Judge
Wagga Division

JHC

SECTION P & G

FILE No. 76-99

SERIAL No. 6

17

12

Proceedings of the Government of Mysore.

READ:—

Letter No. 128 dated the 23rd October 1899 from the ~~District Magistrate~~ Sessions Judge, Nagar Division submitting for orders of the Government the records in Shimoga Sessions Case no 17 of 1898-99, on the file of his Court

regarding one Lanna Kanna accused of murder under section 302, I. P. Code, and who is reported to be of unsound mind and incapable of making his defence.

ORDER THEREON, No. 5999-6001 DATED 23rd November 1899

§ 526 Cr. P. C.

As it appears from the records

submitted with the above that the accused Lanna Kanna is of unsound mind and incapable of making his defence, the Government direct, under the provisions of Section 466 of the Code of Criminal Procedure, that Lanna Kanna be confined in the Lunatic Asylum, Bangalore, and there kept under proper care and treatment until discharged according to law.

17-11-99

General Secretary.

To—The Officer in charge of the Lunatic Asylum, Bangalore, with the warrant of commitment.

The ~~District Magistrate~~ Sessions Judge, Nagar Dn. of ~~dated~~ ~~No.~~ returning the records in reply to his letter received with the above.

The Registrar, Chief Court, for information.

Gen. 31]

1899-1900

865

18

13

SECTION - Pol. From The District Magistrate of Kadur

FILE No. 75-99

SERIAL No. 7 — To The Secretary to the Government of Mysore Genl: & Rev.. Dept.

Dated 20th December 1899
Despatched 20th
Received

General No. 402
No.

Enclosure No. Record.

Soliciting the orders of Government re Myadar Rama alias Ramé Gowda who committed an offence under Sec: 324 of the I.P.C. and who is found to be of unsound mind and for whom no bail is forthcoming.

R
22.12.99
Judicial

District Magistrate's Office
- Kadur District.

Chikmagalur 20th December 1899.

From

The District Magistrate,
Kadur District.

To

The Secretary to the
Government of Mysore,
General and Revenue Departments.

Sir,

The Police of Chikmagalur laid a Charge sheet before the Amildar Magistrate of Chikmagalur on the 20th November 1899, Charging one Myadar Rama alias Ramegowda of Heladal village with having Caused hurt to one Tippegowda of the said village by a dangerous weapon, to wit a Chopper, and thereby committed an offence punishable under section 324 of the Indian Penal Code.

2. The Amildar Magistrate took the Case on his file as No. 117 of 1899-1900.

3. It would appear that the accused Rama at the time of his arrest by a Police Daffedar, kicked the latter on his Chest and also kicked a Revenue Peon, unprovoked. The accused was thereupon placed under medical observation.

The

The Sub-Assistant Surgeon at Chikmagalur under whose observation the accused was, was examined as a witness by the Amildar Magistrate. The result of the enquiry is that the accused is of unsound mind and incapable of making his defence.

4. It is reported that though the case is one in which bail may be taken, still there is no body to stand surety for the accused.

5. I have therefore the honor to request you to be good enough to obtain the orders of Government on the subject under Clause 2 of section 466 of the Criminal Procedure Code.

6. The accused is at present in the District Lock-up at Chikmagalur.

7. The record of the case received with the Amildar Magistrates report No. 242 of the 16th December 1899 is herein inclosed for reference.

I have the honor to be,

Sir,

Your most obedient servant

[signature]

District Magistrate

Kadur District

SD.

SECTION Pt 3

FILE No. 4-97

S[illegible] 8

21

To The District Magte
Kadur Dt.

(14)

Sir

No: 77948 8-1-1900
9713 Swi ffile

His letter No. 402
dt 26th Dec. 99

Returning the
Prop. recd. with the
above has the honr
to invite the District
Magte attention to
Sec. 464 of the
Cr. Pro. Code
under which a
Sub Asst. Surgeon
is not a competent

Witness in a case
of the kind in question
and to request
that the records
may, if necessary,
be re-subpoenaed after
taking the evidence
of the Civil Surgeon
of the district as
to the alleged lunacy
of the accd. in the
case.

B.O.

Yours truly

No. 55

J 70/
8.1.00

LUNATIC ASYLUM.
Bangalore, 8 Jany 1900.

SECTION 849

FILE No. 76-99.

SER AI No. 9 (15)

From

The Medical Officer,
In charge Lunatic Asylum.

To

The Secretary to the Government
of Mysore, Genl & Revenue Depts

SIR,

Agreeably to section 472 of the Code of Criminal Procedure (Act X of 1882), I have the honor to forward herewith the special report upon Criminal Lunatics confined in the asylum by the official visitors for the half year ending 31st Decr. 1899.

I have the honor to be
Sir
Your most obed Servt.

D. Chokse.
for Senior Surgeon & I/C
Lunatic asylum

Bo

Rect. J 747

Judl. Branch. F. File No. 715 of 1895-1900 2/1

Please register and send to Judl. Branch. No. 1384

(Sd.) J. S.

12. 1. 1900

Recd 18/1

Submitted for orders with a note.

Name of Petitioner Seniadan Sambasiva Weaver, Door No 19 Cubbon

Village Pettah 3rd Str

Taluk Bangalore

District

Date of Arzi

Date of Receipt 12-1-1900

Date of Disposal

No. of Enclosure Nil

ABSTRACT.

States that his younger brother Hanmiah green had a year + a quarter ago, that while he was wandering he was caught by the police near the Plague Sheds & was charged for an attempt to rob & that the magistrate seeing him insane sent him to the Asylum, that he was afterwards released by the authorities on the security of the petr: Hetwas that he was again arrested

by the police & tried before
the magistrate for the offence
already charged that he was
found not guilty by the
Judge, but was sent to the
Asylum again, that when
he prayed again for his release
petr: was ordered to apply
to Govt. for his final release
that all his family is de-
-conolate on account of
the separation, and there-
-fore prays that all the
records may be got from
the Town magistrate and
enquired into and that
in order for his release
thereby may also be issued

16/11/00

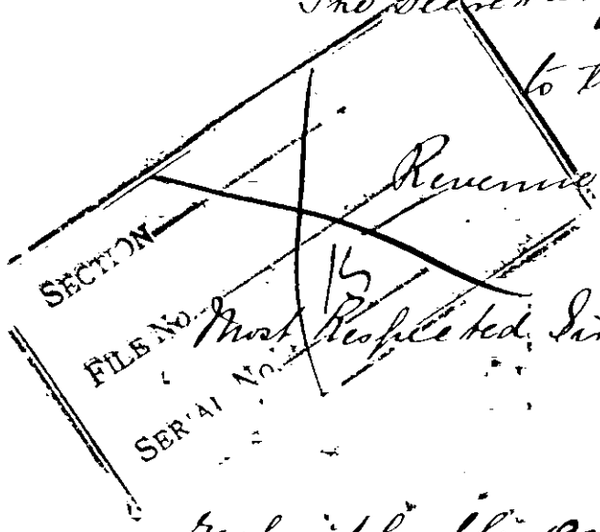
To

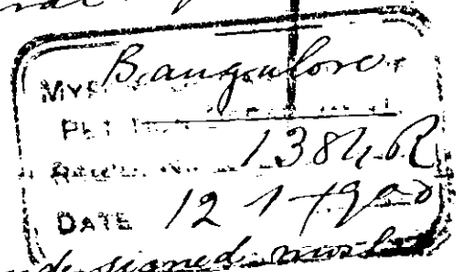
(24)

The Secretary

to the Government of Mysore

Revenue & General Departments





Most Respected Sir.

I the undersigned most respectfully, and humbly beg to bring the following few lines into your honors Kind Consideration and favorable orders fully trusting that they will be Crowned with Success.

When the Plague first broke out at Bangalore about a year and a quarter ago in October 1898, My younger brother Hanumiah was turned out mad and left the house while he was wandering one night near the Plague Camp sheds the inmates reported the Police Saying that he Caused nuisance and attempted to rob, when the Police arrested, and took him before the Magistrate. As he was proved to be in Sane he was Sent to the Asylum, where he was under treatment for about two Months, after which he was released on my bail.

While living in Sound health with his familay, the Police Peon all of a Sudden Came home and asked me to Send him as the Magistrate wanted him to enquire into the matter again. After enquiry the Magistrate found him not guilty of the offence he was previously charged with, but Sent him to the Asylum again, ordering him verbally to apply to your honor for his final release.

As his wife, Children & parents are very anxious to See him and wish to be released early, I most respectfully and humbly beg that your generosity will be pleased to obtain the Correspondence from the Town Magistrate and enquire fully into the matter and order for his Release thereby relieving us from the Calamity.

I beg to Remain
Most Respected Sir
Your Most Obed^{t} Servaent

(Signed) Seriada Panpannah
Weaver
Door No 19 Cubbon Pettah 9th Str
Bangalore

7046
24-1-1900 1899-1900

From The District Magistrate of Kadur

(17)

To The Secretary to the Government of Mysore General and Revenue Departments.

Dated 22nd January 1900

Despatched

Received

General No. 487
No.

SECT
FILE N
SER AL No.

Enclosure No. 2 Records

Resubmitting the records in Criminal Case 2nd 119 of 1899-1900 on the file of the Amildar Magistrate of Chikmagalur re the safe custody of a lunatic by name Rama with the evidence of the Civil Surgeon.

0

Ind 24.1.1900

Refers put up
DMB
24/1/1900.

24

Kadur District
District Magistrate's Office
Chikmagalur 22nd January 1900.

From

The District Magistrate
Kadur District.

To

The Secretary to the Government
of Mysore
General and Revenue Departments.

Sir,

With reference to your docket No. 7794/713 of the 8th January 1900 returning the proceedings in Criminal Case No 119 of 1899-1900 on the file of the Amildar Magistrate of Chikmagalur re the safe custody of a lunatic by name Rama, and calling for the resubmission of the same, if necessary, after taking the evidence of the Civil Surgeon of the District as to the alleged lunacy of the said person, I have the honor to resubmit herewith the records together with the evidence of the Civil Surgeon recorded by the Amildar Magistrate.

I have the honor to be
Sir
Your most obedient Servant.

District Magistrate of Kadur

Submitted

COLLECTOR'S OFFICE 24 JAN 1900

Read, No: 8614 & 7786 & 26-1-1900.

SECTION 76-4??

FILE No. 12

(18) Letter no 55 dated the 8th January 1900 from the medical officer in charge, Lunatic Asylum, submitting the Special report upon criminal lunatics confined in the Asylum, by the official visitors for the half year ending 31st Dec/99.

Orders thereon.

Recorded.

24/1/1900

for Secy:

× Lunatic Asylum. To, The medical officer in charge ×

mda 24/1

31

No: 8978 & 2-2-1900
3817 Encl: 1.

2 true copies
11
2/21/1900

SECTION P&J
FILE NO. 76/491
SERIAL NO. 13

To (19)

The Secretary
Bangalore.

Proc: No 4911-13 &
9 Urs

I am directed to inform the Government that criminal Lunatic Hanuma is confined in the Lunatic Asylum until discharged according to law.

With reference to the above cited letter from the Government I am directed to forward herewith a petition of Chikka Yellappa a prisoner for the Lunatic Asylum praying for the release of his brother Lakkanda Rachamma, and to request that if the Government is willing to take charge of the lunatic under section 475 of the

32

Code of Criminal Pro-
-cedure & Mudaliar's
Penal Laws in
a sum of Rs 200, and
for a like sum from
such Water Supply
as he may Produce.
The Plaintiff and
Defendant for the
orders of Court
as requisite.

C
2/2/20

SECTION P. G.

Proceedings of the Government of Mysore.

FILE No. 76-99

SERIAL No. 14

READ:—Correspondence ending with

Letter No. 487 dated 22 January 1900

from the District Magistrate, Kadur District

submitting for orders of the Government under sec 466 of the Criminal Procedure Code, records in Criminal case No. 119 of 1899-1900 on the file of the Assistant 2nd class Magistrate of the Chickmagalur Taluk

regarding one Myader Rama alias Ramegowda accused of having committed the offence of voluntarily causing hurt by a dangerous weapon accused of an offence of having

under section 324 I. P. Code, and who is reported to be of unsound mind and incapable of making his defence.

ORDER THEREON, No. 9290-92 DATED 13th February 1900.

849

As it appears from the records subd with the above as well as from the evidence recorded by the Civil Surgeon of the District submitted with the above that the accused Myader Rama alias Ramegowda is of unsound mind and incapable of making his defence, the Government direct, under the provisions of Section 466 of the Code of Criminal Procedure, that the said accused Ramegowda be confined in the Lunatic Asylum, Bangalore, and there kept under proper care and treatment until discharged according to law.

7/2/00

General Secretary.

To—The Officer in charge of the Lunatic Asylum, Bangalore, with the warrant of commitment.

The District Magistrate of Kadur with the records in reply to his letter No. dated

The Registrar, Chief Court, for information.

ma
24/1

J 896 34

8058
21-2-900 1896 to 1900.

From The District Magistrate
Bangalore District

To The Secretary to the Govt of
Mysore
Genl & Rev: Deptt

SEC
FILE V
" V

Dated 19th
Despatched 20th February 1900

Received

General No.
D No. 774

Enclosure No. 3

Secretary's docket No. 8973
J-817
of the 2nd Instant

Submits for orders
a Muchelika executed by the
brother of the lunatic Hanumaiah
and a Security bond from
one Balappa.

Just
20-2-00 Refer put up.
DM
22/2/00

[illegible]

35

D. V. No. 774

Ex. 3

District Magistrate's Office
Bangalore District,
Bangalore February 1900.

To,

The Secretary
to the Government of Mysore
General and Revenue Departments.

Sir,

With reference to your docket No. 8973/3817 of the 2nd Instt., regarding Criminal Lunatic Hanuma who is now confined in the Lunatic Asylum, I have the honor to submit for orders of Government, herewith, a muchilika executed by the brother of the lunatic and a security bond from one Balappa.

2. The petition received with the above is also returned.

I have the honor to be
Sir
Your most obedient servant

District Magistrate,
Bangalore District.

No. 10058
Draft Cir. dt. 9.7.4
D. 3. Wpos.

Read, (26)

SECTION 8+9 99
FILE No. 7616

Petition dated 12th January 1900 from Seriada Papanna, praying that his brother Hanumma a criminal lunatic now confined in the Lunatic Asylum, Bangalore, may be released and entrusted to his care.

under the provisions of section 471, C.P.Code;

¶21 Also letter no 774 dated the 19th February 1900, from the Dt. Magte., Bangalore submitting in the matter of the release of the aforesaid criminal

criminal lunatic Hamuma,
a mutchalika exe-
cuted for Rs 200 by his elder brother Papanna,
~~the brother of the~~
~~lunatic~~, and a se-
curity bond taken from
one Balappa for
a similar sum, as
required in Govt.
~~read~~ Communica-
tion No 8473/J817 dated
the 2nd Feb: 1900.

---

order thereon.

Under the provisions
of section 475 of the
Code of Criminal Pro-
cedure, the Govt of-

mysore are pleased to
direct that criminal
lunatic Hamma
be discharged from
the Lunatic Asylum, Bangalore,
and delivered to the care
and custody of his
elder brother Seriada
of Pallanna on the
condition that the
said Hamma shall
be produced for the
inspection of the
City Magte, Bangalore
once in four six
months viz., on the
first week of
January & in the first
week of July every year.

criminal lunatic Hamuma,
a muchalika exe-
cuted for Rs 200 by his elder brother Papanna,
~~the brother of the~~
~~lunatic~~, and a se-
curity bond taken from
one Balappa for
a similar sum, as
requested in Govt
~~read~~ Communica-
tion No 8473/J817 dated
the 2nd Feb: 1900.

---

order thereon. No

Under the provisions
of section 475 of the
Code of Criminal Pro-
cedure, the Govt of-

5

Secy:

To,

The Senior Surgeon
in charge Lunatic
Asylum, Bangalore.

Copy forwarded to the
Dt. Magte Bangalore, for
information and guidance
& with a request that he
will inform Papanna
that Hanuma is to be
produced before the City
Magte, Bangalore, as
above stated and take
the necessary further
Mutchalika from
him.

Ro 1005 dt 3/00
J. 975

Vo 10059

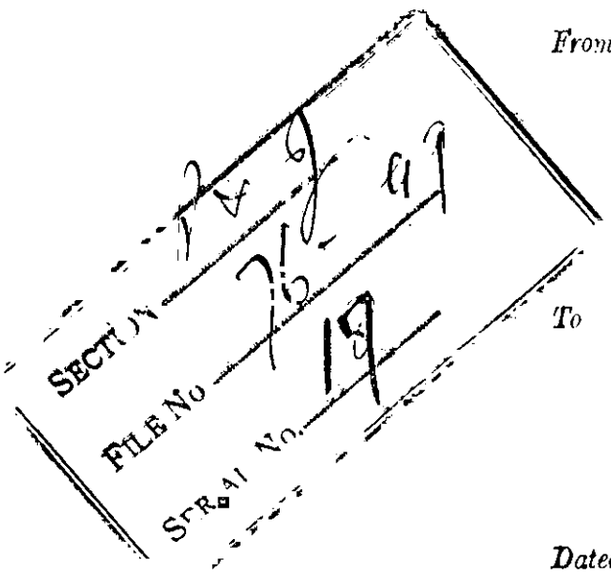
B.O.
3/3/00

3/3/1900

Secy.

nlu
2/3

J 970
1899 +900. 8869 38
15-300



From

The District Magistrate (21)

Mysore District.

To

The Secretary to the Government of Mysore,
General and Revenue Departments.

Dated 10
Despatched 13. } March 1900.
Received

Enclosures No. 16

General No. 848.

Requesting orders for the con-
finement of the accused Khaja
Hoseain in the Lunatic Asylum
at Bangalore.

Inv
15.3.00

Submitted to Secty
with a draft
20/3/1900

No. 848

Enclosures No. 1 file.

OFFICE OF THE District Magistrate
MYSORE DISTRICT,
Dated Mysore 10/13 March 189 1900

To

The Secretary to the Government of Mysore,
General and Revenue Departments.

SIR,

In submitting herewith the entire records in criminal miscellaneous case No. 30 of 1899-1900 on the file of this court, I have the honor to report that the accused in the said case by name Khaja Hoossain stands charged by the Railway Police with the offence of theft.

2. As there is reason to believe that the accused is of unsound mind, an enquiry was held and the evidence of the Civil Surgeon who had ample opportunities to observe the accused person was also recorded.

3. The medical evidence clearly goes to show that the accused is not in a proper state of mind at present and is consequently incapable of making his defence. Further proceedings in the case were

therefore stayed by me under the provisions of section 466, Criminal Procedure Code.

4. The Offence with which the accused is charged is a non-bailable one and the Civil Surgeon in his evidence, says that the accused if let loose, would prove dangerous to the public at times.

5. Under these circumstances, I request that the Government may be pleased to order the confinement of the accused Khaja Hoosain in the Lunatic Asylum at Bangalore until such time as he is reported to be in a fit state of mind to undergo his trial under the provisions contained in section 466, Criminal Procedure Code.

6. The accused has been ordered to be kept in custody in the Mysore Jail, pending the receipt of orders from Government.

I have the honor to be,

Sir,

Your most obed. servant

D Mundol

District Magistrate

Mysore District.

Compliers.

41

SECTION 4(1)(g) 24

FILE NO. 76-99

SER'AL NO. 18

Proceedings of the Government of Mysore.

READ :—

Letter No. 848 dated the 10th March 1900
from the District Magistrate of Mysore
submitting for orders of the Government records in Criminal case no 30 of 1899-1900 on the file of his Court,

regarding one Khaja Hussain
accused of theft
under section 379 I. P. Code, and who is reported to be of unsound mind and incapable of making his defence.

ORDER THEREON, No. 10539-41 & 10538 DATED 22nd March 1900.

As it appears from the records

submitted with the above that the accused Khaja Hussain is of unsound mind and incapable of making his defence, the Government direct, under the provisions of Section 466 of the Code of Criminal Procedure, that he be confined in the Lunatic Asylum, Bangalore, and there kept under proper care and treatment until discharged according to law.

20/3/00

20/3/1900 General Secretary.

To—The Officer in charge of the Lunatic Asylum, Bangalore, with the warrant of commitment.

The District Magistrate of Mysore in reply to his letter dated returning the records referred to above.

The Registrar, Chief Court, for information.

hia
20/3

Bangalore, 23 June 1900

No. 1 Encl. [illegible]

Dispatched 2 July 00.

SECTION

FILE No. 29

SER. No.

(30)

From The Medical officer
Incharge of Lunatic asylum

To
The Secretary to the
Government of Mysore
Genl. & Revenue Depts.
Bangalore

Sir,

As required by section 472
of the Code of Criminal Procedure,
I have the honor to forward
the accompanying Report
upon the criminal lunatics
(confined in the Mysore State
Asylum) by the official
visitors, for the half year
ending 30th June 1900.

I have the honor to be
Sir
Your most obedient servt.

Dr. J. M. Greaves
Medical Officer
Incharge Lunatic Asylum.